

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2261

IN THE MATTER OF:

Served October 13, 1981

Application of CONVAL PORT)
MEDIVAN, INC., for Voluntary)
Revocation of Certificate No. 30)

Case No. AP-81-19

By application (letter) filed July 30, 1981, Conval Port Medivan, Inc., seeks voluntary revocation of its Certificate of Public Convenience and Necessity No. 30 which authorizes special-operations transportation service to handicapped or disabled persons between points in the Metropolitan District restricted to the performance of such operations in vehicles with a designed seating capacity of fifteen passengers or less, excluding the driver.

The Compact, Title II, Article XII, Section 4(g) provides, as pertinent, that any certificate ". . . may, upon application of the holder thereof, in the discretion of the Commission, be amended or revoked, in whole or in part. . . ." Section 4(i) of Article XII states that "[n]o carrier shall abandon any route specified in a certificate issued to such carrier under this section, unless such carrier is authorized to do so by an order issued by the Commission." The standard for such authorization is whether the Commission ". . . finds that the abandonment of such route is consistent with the public interest."

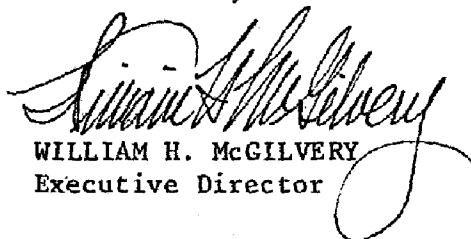
By Order No. 2247, served August 4, 1981, the Commission directed Conval Port to publish notice of its application for voluntary revocation of Certificate No. 30, and established a time period for any interested person to protest or comment on the proposal to abandon service. Mobile Care, Ltd., filed a comment stating that it is currently operating at about 40-50 percent of capacity, that it has launched a marketing campaign and that it believes it will succeed in increasing transportation service for handicapped and disabled persons.

In support of its application Conval Port states that the demand for its service has been decreasing and that it is no longer economically feasible for the company to continue providing service. The Commission finds that Mobile Care, Ltd., and Ironsides Medical

Transportation Corporation, both of which hold authority similar to that of Conval Port, are capable of providing service and that Mobile Care has indicated it has the capacity to increase operations. Additionally, three other carriers, David C. Pearson trading as E & H Transportation, Murray's Non-Emergency Transport Service and Robert Coates Limousine Service, are generally authorized to provide service to some extent duplicative of the authority contained in Conval Port's certificate. Thus, the Commission finds that there would be no harm to the public interest by granting the application to revoke Certificate No. 30. Accordingly, the application will be granted and Certificate No. 30 will be revoked.

THEREFORE, IT IS ORDERED that Certificate of Public Convenience and Necessity No. 30 is hereby revoked.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS CLEMENT, SCHIFTER AND SHANNON:



WILLIAM H. MCGILVERY
Executive Director